

PROCEEDINGS OF THE COMMON COUNCIL

IN REGULAR SESSION

Tuesday, Feb. 22, 1972

CITY OF FORT WAYNE, INDIANA

Journal of the Proceedings
of the Common Council

The Common Council of the City of Fort Wayne met in the Council Chambers Tuesday
evening, February 22, __, A.D., 1972 in Regular Session. President John
Nuckols in the chair, and Charles W. Westerman, Clerk, at the desk, present
the following members _____ viz:
Burns ☒, Hinga ☒, ^{KRAUS}~~Kruse~~ ☒, Nuckols ☒, Moses ☒,
Donald Schmidt; _____, Vivian Schmidt ☒, Steir ☒, Talarico ☒.Absent 1: Councilman Donald J. Schmidt.

The invocation was given by Rev. George Nedelkoff of St. Nicholas Eastern
Orthodox Church

Received report from the City Controller for the month of _____, 197____.

Motion made and carried that report be made a matter of record and placed on file.

The minutes of the last regular February 8, _____, 1972 session having been
delivered to the Council, were, on motion, approved as published.

The City of Fort Wayne

office of the mayor

COMMUNICATION FROM THE MAYOR

To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Today, February 9, 1972, I have approved the following ordinances passed by the Common Council at its regular meeting on February 8, 1972:

(Bill No. G-72-01-08)

GENERAL ORDINANCE NO. G-03-72

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of the first alley north of Superior Street.

(Bill No. R-72-02-09)

RESOLUTION NO. R-03-72

RESOLUTION approving Memorandum of Understanding between City of Fort Wayne and Department of Housing and Urban Development.

(Bill No. R-72-02-10)

RESOLUTION NO. R-04-72

A RESOLUTION concerning an application for a Model Public Personnel Program to be funded through the intergovernmental Personnel Act Program.

(Bill No. R-72-02-11)

RESOLUTION NO. R-05-72

RESOLUTION concerning a grant application for a Mayor's Secretariat Staff to the Area III, Manpower Area Planning Council.

(Bill No. R-72-02-12)

RESOLUTION NO. R-06-72

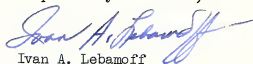
RESOLUTION approving cancellation of contract between City of Fort Wayne and LAWRENCE LEITER AND COMPANY to provide consulting services in connection with Community Renewal Program and further approving contract between City of Fort Wayne and CITY PLANNING ASSOCIATES, INC. for the same purpose.

(Bill No. R-72-02-13)

RESOLUTION NO. R-07-72

RESOLUTION authorizing payment for repairs to City-owned air conditioning condensing unit.

Respectfully submitted,


Ivan A. Lebamoff
Mayor

BE A PART OF RECORD

2/2/72 CHARLES W. WESTERMAN, CITY CLERK



City of Fort Wayne

City Plan Commission
William J. Jones, Director
City-County Building
One Main Street
Fort Wayne, Indiana 46802

February 21, 1972

COMMUNICATION FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Attached hereto are the recommendations of the City Plan Commission on two (2) ordinances concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinances are designated as:

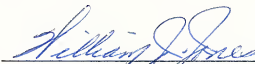
Bill No. Z-71-11-23

Bill No. Z-71-12-24

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
21st day of February 1972.



William J. Jones
Director of Planning

MADE A MATTER OF RECORD
DATE 2/22/72 CHARLES W. WESTERMAN, CITY CLERK





City Plan Commission
William J. Jones, Director
City-County Building
One Main Street
Fort Wayne, Indiana 46802

City of Fort Wayne

February 14, 1972

COMMUNICATION FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-71-12-25

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
14th day of February 1972.

William J. Jones
Director of Planning

MADE A MATTER OF RECORD
DATE 2/22/72 CHARLES W. WESTERMAN, CITY CLERK



RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on December 28, 1971, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-71-12-25; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

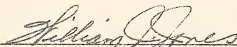
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 24, 1972.

Certified and signed this
14th day of February 1972.



William J. Jones
Director of Planning

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on November 23, 1971, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-71-11-23; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

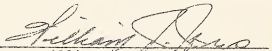
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 24, 1972.

Certified and signed this
21st day of February 1972.



William J. Jones
Director of Planning

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on December 26, 1971, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-71-12-24; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

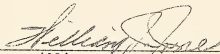
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 24, 1972.

Certified and signed this
18th day of February 1972.



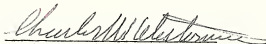
William J. Jones
Director of Planning

DECLARATION FROM THE CHAIR

President of the Common Council:

At the conclusion of this Session comments were heard from the members of the Common Council, General Public attending this Session regarding G-72-02-08 Ordinance and at the request of Public Works Standing Committee Chairman, President Nuckols instructed the Clerk to notify all Members of the Common Council and the News Media of this area that a public hearing would be held after due legal notice in the Council Chamber, City-County Building, Fort Wayne, Indiana on Tuesday the 7th day of March 1972 at 7:30 o'clock P.M., Eastern standard time, conducted by the Public Works Committee, regarding G-72-02-08.

Dated - February 22, 1972


City Clerk



CITY OF FORT WAYNE

FORT WAYNE, INDIANA

DONALD J. SCHMIDT
MEMBER OF CITY COUNCIL
SECOND DISTRICT

February 22, 1972

Councilman Eugene Kraus, Jr.
Chairman, Regulations Committee
Common Council of Fort Wayne

RE: BILL NO. Z-71-12-24

The above numbered Bill concerns the re-zoning of a tract of land in the SECOND DISTRICT from 1 to 3 for the purpose of erecting dwellings for the Fort Wayne Housing Authority.

Since this is a marked departure from past housing policy for the area, I would like to request that the Bill be held in Committee until the next regular session in order that the residents in that vicinity have ample opportunity to be made aware of the project.

Donald J. Schmidt
Donald J. Schmidt, Councilman *Kraus*
Second District.

MADE A MATTER OF RECORD
DATE *2/22/72* CHARLES W. WESTERMAN, CITY CLERK

City of Fort Wayne

City Plan Commission
William J. Jones, Director
City-County Building
One Main Street
Fort Wayne, Indiana 46802

February 7, 1972

COMMUNICATION FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Attached hereto are the recommendations of the City Plan Commission on four (4) ordinances concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinances are designated as:

Bill No. Z-71-09-25

Bill No. Z-71-10-24

Bill No. Z-71-11-06

Bill No. Z-71-12-26

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
7th day of February 1972.



William J. Jones
Director of Planning



MADE A MATTER OF RECORD
DATE 2-8-72 CHARLES W. WESTERMAN, CITY CLERK

AGREEMENT

RACQUET CLUB OF FORT WAYNE, INC., contract purchaser of the real estate described in Exhibit A attached hereto and made a part hereof, in consideration of permission granted by the Common Council of the City of Fort Wayne with the approval of the Mayor to use said real estate as a "recreational enterprise", as defined in Section 14 G (h) of the Municipal Zoning Ordinance 2836 (including a for-profit tennis club and ancillary uses and parking facilities) hereby agrees with the City of Fort Wayne as follows:

1. Use of the real estate described in Exhibit A will be restricted to "recreational enterprises", as defined in Section 14 G (h) of the Municipal Zoning Ordinance 2836 (including a for-profit tennis club and ancillary uses and parking facilities) and also uses permitted by Section 14 E (a "B-1" district) as provided for in Municipal Zoning Ordinance 2836 as currently in effect.

2. We will (a) install a service road commencing at the terminal point of the currently existing service road on the southeast portion of the subject real estate, by building a road of city specifications with ten inches of stone and four inches of asphalt, of the same width as the existing service road, and we shall, in the event the City requires, cause said road to be dedicated to the public, and we will (b) cause said road and the existing service road to Ludwig Road to be maintained at our expense for so long as the City may require.

IN WITNESS WHEREOF, the undersigned has hereunto set its hand

and seal this 1st day of February, 1972.

RACQUET CLUB OF FORT WAYNE, INC.

By James A. Briggs
James A. Briggs, President

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, a Notary Public in and for said County and State, this 1st day of February, 1972, personally appeared James A. Briggs, known to me to be the President of Racquet Club of Fort Wayne, Inc., who acknowledged the execution of the foregoing agreement as his voluntary act and deed for and on behalf of said corporation.

WITNESS my hand and notarial seal.

Alvina Lehr

Notary Public

My commission expires:

Feb. 24, 1975

Prepared by Thomas D. Logan, Attorney at Law.













The Council then adjourned.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 22nd day of February, 1972, that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 22nd day of February, 1972.


Charles W. Westerman
City Clerk


SEAL

PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION
TUESDAY, FEBRUARY 22, 1972

CITY OF FORT WAYNE, INDIANA
Journal of the Proceedings
of the Common Council

The Common Council of the City of Fort Wayne met in the Council Chambers Tuesday evening, February 22, 1972, in Regular Session. President John Nuckols in the chair, and Charles W. Westerman, Clerk, at the desk, present the following members eight viz: Burns, Hinga, Kraus, Nuckols, Moses, V. Schmidt, Stier, Talarico.
Absent one Donald J. Schmidt

The invocation was given by Rev. George Nedelkoff of St. Nicholas Eastern Church.

The minutes of the last regular February 8, 1972, session having been delivered to the Council, were, on motion, approved as published.

COMMUNICATION FROM THE MAYOR

To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Today, February 9, 1972, I have approved the following ordinances passed by the Common Council at its regular meeting on February 8, 1972:

(Bill No. G-72-01-08)

GENERAL ORDINANCE NO. G-03-72

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of the first alley north of Superior Street.

(Bill No. R-72-02-09)

RESOLUTION NO. R-03-72

RESOLUTION approving Memorandum of Understanding between City of Fort Wayne and Department of Housing and Urban Development.

(Bill No. R-72-02-10)

RESOLUTION NO. R-04-72

A RESOLUTION concerning an application for a Model Public Personnel Program to be funded through the intergovernmental Personnel Act Program.

(Bill No. R-72-02-11)

RESOLUTION NO. R-05-72

RESOLUTION concerning a grant application for a Mayor's Secretariat Staff to the Area III, Manpower Area Planning Council.

(Bill No. R-72-02-12)

RESOLUTION NO. R-06-72

RESOLUTION approving cancellation of contract between City of Fort Wayne and LAWRENCE LEITER AND COMPANY to provide consulting services in connection with Community Renewal Program and further approving contract between City of Fort Wayne and CITY PLANNING ASSOCIATES, INC. FOR THE SAME PURPOSE.

-1070-

(Bill No. R-72-02-13)
RESOLUTION NO. R-07-72

RESOLUTION AUTHORIZING PAYMENT FOR REPAIRS TO City-owned air conditioning

Respectfully submitted,

Ivan A. Lebamoff
Mayor.

Made a matter of record 2-22-72

Charles W. Westerman
City Clerk

COMMUNICATION FROM DONALD J. SCHMIDT, COUNCILMAN, SECOND DISTRICT
February 22, 1972

Councilman Eugene Kraus, Jr.
Chairman, Regulations Committee
Common Council of Fort Wayne

Re: BILL NO. Z-71-12-24

The above numbered Bill concerns the re-zoning of a tract of land in the SECOND DISTRICT from 1 to 3 for the purpose of erecting dwellings for the Fort Wayne Housing Authority.

Since this is a marked departure from past housing policy for the area, I would like to request that the Bill be held in Committee until the next regular session in order that the residents in that vicinity have ample opportunity to be made aware of the project.

Donald J. Schmidt
Councilman

Made a matter of record 2-22-72

Charles W. Westerman
City Clerk

COMMUNICATION FROM CITY PLAN COMMISSION

February 14, 1972

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-71-12-25

Respectfully submitted,

CITY PLAN COMMISSION
William J. Jones
Director of Planning

Certified and signed this 14th day of February 1972.

Made a matter of record 2-22-72

Charles W. Westerman
City Clerk

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on December 28, 1971, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-71-12-25; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 24, 1972.

Certified and signed this 14th day of February 1972.

William J. Jones
Director of Planning

Made a matter of record 2-22-72

Charles W. Westerman
City Clerk

COMMUNICATION FROM CITY PLAN COMMISSION

February 21, 1972

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Attached hereto are the recommendations of the City Plan Commission on two (2) ordinances concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinances are designated as:

Bill No. Z-71-11-23

Bill No. Z-71-12-24

Respectfully submitted,

CITY PLAN COMMISSION
William J. Jones
Director of Planning

Certified and signed this 21st day of February 1972.

Made a matter of record 2-22-72

Charles W. Westerman
City Clerk

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on November 23, 1971, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-71-11-23; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 24, 1972.

Certified and signed this 21st day of February 1972.

William J. Jones
Director of Planning

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on December 28, 1971, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-71-12-24; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 24, 1972.

Certified and signed this 18th day of February 1972.

William J. Jones
Director of Planning

Bill No. S-72-02-07²⁰

SPECIAL ORDINANCE NO. S-_____

WHEREAS, there are areas in the City of Fort Wayne and in the County of Allen in which there are insufficient employment opportunities, in which there is insufficient diversification of industry or in which there is insufficient abatement or control of pollution by industry or utilities; and

WHEREAS, such conditions are harmful to the prosperity, economic stability and general welfare of the City of Fort Wayne and the County of Allen; and

WHEREAS, if such conditions are not remedied, and if diligence is not exercised to prevent the recurrence of such conditions in the future, such conditions will be detrimental to the economic development of such areas and to the economic development of the City of Fort Wayne and the County of Allen as corporate entities; and

WHEREAS, such conditions may be overcome, in whole or in part, by the acquisition by the City of Fort Wayne of facilities for manufacturing, storage or processing of goods, by the acquisition of facilities for the elimination or reduction of pollution caused by the manufacturing, storage or processing of goods, or by a public utility as defined in I. C. 1971, 8-1-2-1, or by the acquisition of facilities for the carrying on of commercial, business, health care or recreational activities; and

WHEREAS, the General Assembly of Indiana has enacted an act identified as Acts 1972, chapter , p. , which amends I.C. 1971, 18-6-4; and

WHEREAS, I.C. 1971, 18-6-4 as so amended, authorizes cities to engage in the acquisition of such facilities and the leasing of such facilities to others in order to overcome the conditions hereinabove set forth; all as more specifically described in I.C. 1971, 18-6-4 as so amended;

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Pursuant to I.C. 1971, 18-6-4 and all acts amendatory thereof and supplemental thereto, there is hereby created a department of economic development as an additional executive department of the City of Fort Wayne. Said department shall be under the control of a board of five members to be known as "Fort Wayne Economic Development Commission."

SECTION 2. The Mayor of the City of Fort Wayne is hereby authorized to appoint a board of five members to be known as "Fort Wayne Economic Development Commissioners."

SECTION 3. The nomination and appointment of the Fort Wayne Economic Development Commissioners, the organization of the Fort Wayne Economic Development Commission, the scope of the powers to be exercised by said Commission, the manner in which such powers are to be exercised and all of the other functions of the Fort Wayne Economic Development Commission shall be as set forth in I.C. 1971, 18-6-4 and all acts amendatory and supplemental thereto, as well as any other applicable laws of the State of Indiana.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Eugene Kraus, Jr.
Councilman

Read the first time in full and on motion by Kraus seconded by V. Schmidt and duly adopted, read the second time by title and referred to the Committee on Regulations.

Date: 2-22-72

Charles W. Westerman
City Clerk

Bill No. R-72-02-14

RESOLUTION NO. R-_____

A RESOLUTION concerning the construction of a
Regional Correctional Center

WHEREAS, there is a need for a new jail in the County of Allen; and

Whereas, the cost of constructing such a jail would cast a heavy burden upon the taxpayers of the County of Allen; and

WHEREAS, many authorities in the field of penology are of the view that county jails are outmoded and that regional correctional centers are better suited for contemporary conditions; and

WHEREAS, the State of Indiana has declared its intention to construct a Regional Correctional Center in the County of Allen utilizing Federal Funds in so doing; and

WHEREAS, the County of Allen has been assured that the above mentioned Correctional Center will hold County prisoners if the County of Allen so desires; then

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

1. That the Common Council of the City of Fort Wayne request the Board of Directors of the Indiana State Criminal Justice Planning Agency Region II, to petition the Governor of the State of Indiana and his Commissioner of the Department of Corrections to:

- a) Undertake the construction of a Regional Correctional Center in Region II at the earliest possible date and
- b) Include in the facility a Holding Center for prisoners of Allen County and any other County of Region II who request such service.

Winfield Moses, Jr.
Councilman

Read the first time in full and on motion by Winfield C. Moses, Jr. seconded by V. Schmidt and duly adopted, read the second time by title and referred to the Committee on Public Works.

Date: 2-22-72

Charles W. Westerman
City Clerk

Bill No. S-72-02-01

SPECIAL ORDINANCE NO. S- 08-72

AN ORDINANCE approving the creation of a certain appointive office and amending Special Ordinance No. S-713-71 by fixing the salary for such appointive office for the year 1972.

WHEREAS, the Mayor of the City of Fort Wayne wishes to create a certain appointive office and to fix the salary for the same and he has submitted a report of the same for the action and approval of this Council; and

WHEREAS, the Board of Public Works, as the administrative authority in control of the operations of the City Light and Power Works and the City Water Works, the same being utilities owned and operated by the City of Fort Wayne, has fixed certain additional compensation for a certain appointive office.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. There is hereby created the appointive office of Director Human Resources. The Director of Human Resources shall be a member of the Board of Works and he shall perform the following additional duties; the review of all grants for Federal and State financial and technical assistance, and the recommendation, where appropriate, that such grants be sought; the supervision of the coordinator of urban affairs; meeting with the Citizens's Advisory Board; meeting with and coordinating the activities of all city departments responsible for urban renewal, housing code enforcement, public house, planning, youth services and intergroup relations; developing and maintaining a resource directory on available Federal and State funding sources; meeting with the governor's administrative assistance responsible for the state office of community affairs; meeting with state and regional federal government staff responsible for the funding, monitoring and evaluation of government grants; supervising all staff coming directly under the Office of Human Resources; coordinating and working with all other city and county agencies providing human services.

SECTION 2. Special Ordinance S-713-71 is hereby amended by providing that the compensation to be paid such Director of Human Resources shall be paid by virtue of his position as a member of Board of Public Works. His total compensation shall be \$16,400 of which \$7,012.00 shall be paid by the City of Fort Wayne and the remaining sum of \$9,388.00 shall be paid one-half by the City Light and Power Works and one half by the City Water Works.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Read the third time in full and on motion by Hinga seconded by Steir and duly adopted, placed on its passage. Passed by the following vote:

Ayes five
Hinga, Kruse, Nuckols, Steir, Talarico
Nays three
Burns, Moses, V. Schmidt
Absent D. Schmidt

Date: 2-22-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Ordinance No. S-08-72 on the 22nd day of February, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of February, 1972 at the hour of 10:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 23rd day of February, 1972, at the hour of 11:00 o'clock A.M., E.S.T.

Ivan A. Lebamoff
Mayor

Continue to Page 1084 for Report of the Committee on Regulations

Bill No. S-72-02-02

SPECIAL ORDINANCE NO. S- 09-72

A SPECIAL ORDINANCE approving the creation of a certain appointive office and amending Special Ordinance No. S-713-71 by fixing the salary for such appointive office for the year 1972.

WHEREAS, the Mayor of the City of Fort Wayne wishes to create a certain appointive office and to fix the salary for the same and he has submitted a report of the same for the action and approval of this Council;

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. There is hereby created the appointive office of Director of Public Safety. He shall serve as the Chairman of the Board of Public Safety. The Director of Public Safety shall be an individual who is knowledgeable and experienced in administration or management, and has demonstrated an interest in the safeguarding of the citizens of the city. He shall hold no other elective office or appointive office in either, city, county or state government. He shall be disciplined in police work and police functions. He shall be responsible for the care, management, supervision and control of all matters and property relating to police, fire, traffic engineering, communications, and weights and measures departments.

SECTION 2. His salary shall be \$16,576.00.

SECTION 3. This ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga seconded by Kraus and duly adopted, placed on its passage. Passed by the following vote:

Ayes eight

Burns, Hinga, Kruse, Nuckols, Moses, V. Schmidt, Steir, Talarico

Nays none

Absent one D. Schmidt

Date: 2-22-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Ordinance No. S-09-72 on the 22nd day of February, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of February, 1972 at the hour of 10:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 23rd day of February, 1972 at the hour of 11:00 o'clock A.M., E.S.T.

Continue to Page 1084 for Report of the Committee
on Finance

Ivan A. Lebamoff
Mayor

Bill No. S-72-02-06

SPECIAL ORDINANCE NO. S- 10-72

AN ORDINANCE approving Agreement for Sewer Improvement between Scheele Construction Company, Inc., and City of Fort Wayne, for sanitary sewer improvement at Orchard Lane and Waynedale Boulevard.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA

SECTION 1. The Agreement for Sewer Improvement, finally approved January 27, 1972 between Scheele Construction Company, Inc., as Owner, and the City of Fort Wayne, by and through its Mayor and Board of Public Works, for the construction of a sanitary sewer improvement at Orchard Lane and Waynedale Boulevard, the total cost of said sewer to be paid by Owner, all as more particularly set forth in said Agreement which is on file in the office of the Board of Public Works and is hereby reference incorporated herein and made part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Paul M. Burns
Eugene Kraus, Jr.
Councilman

Read the third time in full and on motion by Burns seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes eight
Burns, Hinga, Kruse, Nuckols, Moses, V. Schmidt, Steir, Talarico
Nays none
Absent D. Schmidt

Date: 2-22-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-10-72 on the 22nd. day of February, 1972

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of February, 1972 at the hour of 10:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 23rd day of February, 1972 at the hour of 11:00 o'clock A.M., E.S.T.

Ivan A. Lebamoff
Mayor

Continue to Page 1084 for Report of the Committee
on City Utilities

SPECIAL ORDINANCE NO. S- 11-72

AN ORDINANCE approving Agreement for Sewer Extension between Riviera Plaza, Inc. and City of Fort Wayne, for sanitary sewer extension of the St. Joe Interceptor, Division IV.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA

SECTION 1. The Agreement for Sewer Extension, finally approved January 27, 1972, between Riviera Plaza, Inc., as Owner, and the City of Fort Wayne, by and through its Mayor and Board of Public Works, for the construction of a sanitary sewer extension to serve the shopping center at the northwest corner of St. Joe Center and St. Joe Roads, the total cost of said sewer to be paid by Owner, all as more particularly set forth in said Agreement which is on file in the office of the Board of Public Works and is hereby reference incorporated herein and made part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. The Owner, and any owner or owners of land, their successors in title and assigns, which is now or hereafter located outside the corporate limits of the City of Fort Wayne, Indiana, who connects into the sewer constructed hereunder shall be deemed to hereby waive his, her, their or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by the City of Fort Wayne of such land or of the territory in which such land is located or of the area served by said sewer.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Paul M. Burns
Eugene Kraus, Jr.
Councilman

Read the third time in full and on motion by Burns seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes eight

Burns, Hinga, Kruse, Nuckols, Moses, V. Schmidt, Steir, Talarico

Nays none

Absent D. Schmidt

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-11-72 on the 22nd day of February, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23 rd. day of February, 1972 at the hour of 10:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 23rd day of February, 1972, at the hour of 11:00 o'clock A.M., E.S.T.

Ivan A. Lebamoff
Mayor

Bill No. S-72-02-03

SPECIAL ORDINANCE NO. S- 12-72

AN ORDINANCE approving Water Contract No. 7137 between MINI-MANSIONS PARK and PORT WAYNE WATER UTILITY for water Main on the Dunkelberg Road from Bluffton Road.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF PORT WAYNE, INDIANA:

SECTION 1. The Water Contract No. 7137 dated January 27, 1972, between MINI-MANSIONS PARK, as Contributor, and the PORT WAYNE WATER UTILITY, by and through the Mayor and the Board of Public Works, as Utility, for the construction of 2,650± feet of 16 inch water main on Dunkelberg Road from Bluffton Road eastward to a point 2586.6 feet east of the centerline of Bluffton Road, for a total cost of \$45,505.00, all as more particularly set forth in said Water Contract No. 7137, which is on file in the office of the Board of Public Works and is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Eugene Kraus, Jr.
Councilman

Read the third time in full and on motion by Burns seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Yeas: eight
Burns, Hinga, Kruse, Nuckols, Moses, V. Schmidt, Steir, Talarico
Nays: none
Absent: D. Schmidt

Date: 2-22-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Special Ordinance No. S-12-72 on the 22nd day of February, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of February, 1972 at the hour of 10:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 23rd day of February, 1972, at the hour of 11:00 o'clock A.M., E.S.T.

Continue to Page 1085 for Report of the Committee
on City Utilities

Ivan A. Lebamoff
Mayor

Bill No. S-72-02-04

SPECIAL ORDINANCE NO.-S- 13-72

AN ORDINANCE approving Change Order No. 1 with Hipskind Asphalt Corporation in connection with Street Improvement Resolution No. 5601-1971, improving Reed Road.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Change Order No. 1, with Hipskind Asphalt Corporation, in connection with Street Improvement Resolution No. 5601-1971, to improve Reed Road from the South property line of Lake Avenue to the south pavement edge of State Boulevard, for a total cost of \$690.40, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Winfield C. Moses, Jr.
Councilman

Read the third time in full and on motion by Moses seconded by Hinga and duly adopted, placed on its passage. Passed by the following vote:

Ayes eight

Burns, Hinga, Kruse, Nuckols, Moses, V. Schmidt, Steir, Talarico

Nays none

Absent one D. Schmidt

Date: 2-22-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Special Ordinance No. S-13-72 on the 22nd day of February, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of February, 1972 at the hour of 10:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 23rd day of February, 1972, at the hour of 11:00 o'clock A.M., E.S.T.

Ivan A. Lebamoff
Mayor

Continue to Page 1085 for Report of the Committee
on Public Works

Bill No. Z-71-12-25

ZONING MAP ORDINANCE NO. Z- 02-72

AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. A-19.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B-3-B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance 2836 and amendments thereto; and the symbols on the City of Fort Wayne Zoning Map No. A-19 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

A 15 ± Acre space in the South half of the Southeast quarter of Section 14, Township 31 North, Range 12 East of Allen County, Indiana, generally described as being bounded on the South by Interstate Highway 69, bounded on the West by the New York Central Railroad, and bounded on the East by Story Run Creek, and bounded on the North by an East-West line 1,330 ± lineal feet South of and parallel to the centerline of Ludwig Road, more particularly described as follows:

14.10 Acres of land, more or less, in the South half of the Southeast Quarter of Section 14, Township 31 North, Range 12 East, in Allen County, Indiana, described as follows, to wit:

Beginning at a point on the North line of the South half of the Southeast Quarter of Section 14, Township 31 North, Range 12 East in Allen County, Indiana, said point being situated 1263.1 feet West of the Northeast corner of the said South half of the Southeast Quarter of Section 14, Township 31 North, Range 12 East, said point being also situated on the Westerly right of way line of Indiana - U.S. Interstate Highway Numbered 69; thence South 60 degrees 48 minutes West 141.4 feet along the said Westerly right of way line of Indiana - U.S. Interstate Highway Numbered 69; thence South 29 degrees 12 minutes East 55.0 feet along the said Westerly right of way line of Indiana - U. S. Interstate Highway Numbered 69; thence South 60 degrees 48 minutes West 100.0 feet along the Northerly right of way line of the said Indiana - U.S. Interstate Highway Numbered 69; thence South 64 degrees 04 minutes West 701.14 feet continuing along the said Northerly right of way line of Indiana - U.S. Interstate Highway Numbered 69; thence South 68 degrees 48 minutes West 578.0 feet continuing along the said Northerly right of way line of Indiana - U.S. Interstate Highway Numbered 69 to the East right of way line of the New York Central Railroad Company; thence North 0 degrees 21 minutes West 766.5 feet along the said East right of way line of the New York Central Railroad Company to the North line of the said South half of the Southeast Quarter of Section 14, Township 31 North, Range 12 East; thence East 441.29 feet along the last described line; thence South 0 degrees 21 minutes East 208.71 feet; thence East 208.71 feet on a line parallel to the North line of the South half of the Southeast Quarter of Section 14, Township 31 North, Range 12 East; thence North 0 degrees 21 minutes West 208.71 feet to the said North line of the South half of the Southeast Quarter of Section 14, Township 31 North, Range 12 East; thence East 682.4 feet along the said last described line to the place of beginning, containing 14.10 acres of land, more or less.

Beginning at a point on the North line of the South half of the Southeast Quarter of Section 14, Township 31 North, Range 12 East, in Allen County, Indiana, said point being situated 2154.21 feet West of the Northeast corner of the said South Half of the Southeast quarter of Section 14, Township 31 North, Range 12 East. Thence South 0 degrees 21 minutes, East 208.71 feet; thence East 208.71 feet on a line parallel to the North line of the South Half of the Southeast Quarter of Section 14, Township 31 North, Range 12 East; thence North 0 degrees 21 minutes, West 208.71 feet to the said North line of the South Half of the Southeast Quarter of Section 14, Township 31 North, Range 12 East; thence West along the said North line of the South Half of the Southeast Quarter of Section 14, Township 31 North, Range 12 East, to the place of beginning, said parcel of ground containing one (1) acre.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Read the third time in full and on motion by Kraus seconded by V. Schmidt and duly adopted, placed on its passage. Passed by the following vote:

Ayes eight

Burns, Hinga, Kruse, Nuckols, Moses, V. Schmidt, Steir, Talarico

Nays none

Absent one D. Schmidt

Date: 2-22-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Zoning Map Ordinance No. Z02-72 on the 22nd day of February, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of February, 1972, at the hour of 10:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 23rd day of February, 1972 at the hour of 11:00 o'clock A.M., E.S.T.

Ivan A. Lebamoff
Mayor

Bill No. Z-71-12-25

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. A-19, have said Ordinance under Consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

Eugene Kraus,
James S. Stier
William T. Hinga
Paul Burns
Vivian G. Schmidt

Concurred in 2-22-72

Charles W. Westerman
City Clerk

Bill No. Z-72-02-01

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance approving the creation of a certain appointive office and amending Special Ordinance No. S-713-71 by fixing the salary for such appointive office for the year 1972, have said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

William T. Hinga
Winfield C. Moses
James S. Stier
Samuel J. Talarico
Paul M. Burns

Concurred in 2-22-72

Charles W. Westerman
City Clerk

Bill No. S-72-02-02

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance approving the creation of a certain appointive office and amending Special Ordinance No. S-713-71 by fixing the salary for such appointive office for the year 1972, have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

William T. Hinga
Winfield C. Moses, Jr.
James S. Stier
Samuel J. Talarico
Paul M. Burns

Concurred in 2-22-72

Charles W. Westerman
City Clerk

Bill No. S-72-02-06

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving Agreement for Sewer Improvement between Scheele Construction Company, Inc. and City of Fort Wayne, for sanitary sewer improvement at Orchard Lane and Wavnedale Boulevard.

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

Paul M. Burns
Eugene J. Kraus, Jr.
Donald J. Schmidt
William T. Hinga
Winfield C. Moses, Jr.

Concurred in 2-22-72

Charles W. Westerman
City Clerk

Bill No. S-72-02-05

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving Agreement for Sewer Extension between Riviera Plaza, Inc., and City of Fort Wayne for sanitary sewer extension of the St. Joe Interceptor, Division IV, have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

Paul M. Burns,
Eugene J. Kraus, Jr.
Donald J. Schmidt
William T. Hinga
Winfield C. Moses, Jr.

Concurred 2-22-72

Bill No. S-72-02-03

Charles W. Westerman
City Clerk

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance approving Water Contract No. 7137 between MINI-MANSIONS PARK and FORT WAYNE WATER UTILITY for Water Main on the Dunkelberg Road from Bluffton Road, have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

Paul M. Burns,
Eugene Kraus, Jr.
Donald J. Schmidt
William T. Hinga
Winfield C. Moses, Jr.

Concurred in 2-22-72

Charles W. Westerman
City Clerk

Bill No. S-72-02-04

REPORT OF THE COMMITTEE ON PUBLIC WORKS

W, your Committee on Public Works to whom was referred an Ordinance approving Change Order No. 1 with Hipsking Asphalt Corporation in connection with Street Improvement Resolution No. 5601-1971, improving Reed Road, have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

Winfield C. Moses, Jr.
William T. Hinga
Samuel J. Talarico
Eugene Kraus, Jr.
Donald J. Schmidt.

Concurred in 2-22-72

Charles W. Westerman
City Clerk

Bill No. Z-71-11-23

ZONING MAP ORDINANCE NO. Z- 03-72

AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. C-14.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an R-3 District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereto; and the symbols on the City of Fort Wayne Zoning Map No. C-14 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

A portion of land located on the northwest corner of Anthony Boulevard and Gardendale Avenue, and more particularly described as follows: Lots No. 19 and 20 in Southdale Park Addition to the City of Fort Wayne, Allen County, Indiana. (recorded in Plat Book 16, page 81)

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Read the third time in full and on motion by Kraus seconded by V. Schmidt and duly adopted, placed on its passage. Passed by the following vote:

Ayes eight

Burns, Hinga, Kruse, Nuckols, Moses, V. Schmidt, Steir, Talarico

Nays none Absent D. Schmidt

Date: 2-22-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map No. Z-03-72 on the 22nd day of February, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of February, 1972 at the hour of 10:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 23rd day of February, 1972, at the hour of 11:00 o'clock A.M., E.S.T.

Ivan A. Lebamoff
Mayor

Bill No. Z-71-11-23

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No C-14, have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

Eugene Kraus
James S. Stier
William T. Hinga
Paul Burns
Vivian G. Schmidt

Concurred in 2-22-72

Charles W. Westerman
City Clerk

Bill No. Z-71-12-24

ZONING MAP ORDINANCE NO. Z-04-72

AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. E-5.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an R-3 District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereto; and the symbols on the City of Fort Wayne Zoning Map No. E-5 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

A parcel of land located in Section 6, Township 30 North, Range 30 East, Allen County, being part of land described by Deed Record 567, Pages 583-585; beginning at a point situated 1,419.66 feet West of the Northeast corner of Section 6, Township 30 North, Range 30 East, along the north line of said Section 6, also commonly known as the centerline of Lake Avenue; thence South 650 lineal feet to a point; thence West 225 feet parallel to said North line of Section 6, to a point; thence Northerly 650 feet to a point situated on the said North Section line of Section 6, commonly known as the centerline of Lake Avenue, to a point situated 226.1 feet West of the point of beginning; thence East along the said centerline of Lake Avenue 226.1 feet to the point of beginning, containing 3.23 Acres, and subject to a 30-foot road right-of-way across the North 30 feet thereof; also subject to service road easements running along the East side thereof.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Herbert G. Tipton
Councilman

Read the third time in full and on motion by Kraus seconded by Talarico and duly adopted, placed on its passage. Passed by the following vote:

Ayes eight

Burns, Hinga, Kruse, Nuckols, Moses, V. Schmidt, Steir, Talarico

Nays none

Absent one D. Schmidt

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, Zoning Map Ordinance No. Z-04-72 on the 22nd day of February, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of February, 1972 at the hour of 10:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 23rd day of February, 1972, at the hour of 11:00 o'clock A.M., E.S.T.

Ivan A. Lebamoff

Bill No. Z-71-12-24

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. E-5, have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

Eugene Kraus,
James S. Stier
William T. Hinga
Paul Burns
Vivivan G. Schmidt

Concurred in 2-22-72

Charles W. Westerman
City Clerk

Bill No. Z-71-12-26

ZONING MAP ORDINANCE NO. Z Defeated 2-22-72

AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. A-8.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an R-3 District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereto; and the symbols on the City of Fort Wayne Zoning Map No. A-8 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lot # 7, except the North 42 feet, and Lot
8, McKinnieville Addition, located on the
northwest corner of Calhoun Street and
Fleming Avenue.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Herbert G. Tipton
Councilman

Read the third time in full and on motion by Kraus seconded by V. Schmidt and duly adopted, placed on its passage. LOST by the following vote:

Ayes none

Nays eight

Burns, Hinga, Kruse, Nuckols, Moses, V. Schmidt, Steir, Talarico

Absent D. Schmidt

Date: 2-22-72

Charles W. Westerman
City Clerk

Bill No. Z-71-12-26

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. A-8, have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance
DO NOT PASS.

Eugene Kraus
James S. Stier
William T. Hinga
Paul Burns
Vivian Schmidt

Concurred in 2-22-72

Charles W. Westerman
City Clerk

Bill No. R-72-02-15

RESOLUTION NO. R- 08-72

RESOLUTION authorizing payment of a claim as a result of injuries to Merlyn Brahier, an employee of the Street Department.

WHEREAS, Merlyn Brahier, Employee of the Street Department, was injured on January 3, 1972 by a car driven by Elmer A. Pliett; and

WHEREAS, settlement in the amount of \$250.64 was paid by Home Mutual Insurance Company to the Controller's Office, which money was received into the General Fund; and

WHEREAS, the following statements have been submitted for payment from this amount:

St. Joseph Radiology, Assn., Inc.	\$ 12.00
St. Joseph Hospital	31.00
Dr. William E. Brandt	95.00
Street Department M.V.H. Fund	112.64

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

1. That the City Controller is hereby authorized to pay these claims, mentioned above in the total amount of \$250.64.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga seconded by V. Schmidt and duly adopted, placed on its passage. Passed by the following vote:

Ayes eight

Burns, Hinga, Kruse, Nuckols, Moses, V. Schmidt, Steir, Talarico

Nays none

Absent D. Schmidt

Date: 2-22-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Resolution No. R-08-72 on the 22nd day of February, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of February, 1972, at the hour of 10:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 23rd day of February, 1972 at the hour of 11:00 o'clock A.M., E.S.T.

Ivan A. Lebamoff
Mayor

Bill No. R-72-02-16

RESOLUTION NO. R- 09-72

RESOLUTION authorizing payment for repairs to
the guard rail at 2831 South Clinton Street

WHEREAS, Maricelle M. Closson, in an accident, damaged the guard rail at 2831 South Clinton Street; and

WHEREAS, settlement in the amount of \$179.86 was paid by the State Farm Mutual Insurance Co. to the Controller's Office, which money was received into the General Fund; and

WHEREAS, D. J. Brandenberger, Inc. has submitted an invoice for \$179.86 for repair.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

1. That the City Controller is hereby authorized to pay the claim of D. J. Brandenberger, Inc. in the amount of \$179.86.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga seconded by Kraus and duly adopted, placed on its passage. Passed by the following vote:

Ayes eight

Burns, Hinga, Kruse, Nuckols, Moses, V. Schmidt, Steir, Talarico

Nays none

Absent: D. Schmidt

Date: 2-22-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Resolution No. R-09-72 on the 22nd day of February, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of February, 1972 at the hour of 10⁰⁰30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 23rd day of February, 1972 at the hour of 11:00 o'clock A.M., E.S.T.

Ivan A. Lebamoff
Mayor

Bill No. R-72-02-17

RESOLUTION NO. R- 10-72

RESOLUTION authorizing payment for repairs
to the guard rail at West Main Street and
Lindenwood Avenue.

WHEREAS, a car registered to Edward H. Schmidt & Son, Inc., in an accident
damaged the guard rail at West Main Street and Lindenwood Avenue; and

WHEREAS, settlement in the amount of \$314.42 was paid by the Dotts Agency for
the American States Insurance Inc. to the Controller's Office, which money was
received into the General Fund; and

WHEREAS, D. J. Brandenberger, Inc. has submitted an invoice for \$314.42 for
said repair.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
INDIANA:

1. That the City Controller is hereby authorized to pay the claim of D. J.
Brandenberger, Inc. in the amount of \$314.42.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga seconded by V. Schmidt and
duly adopted, placed on its passage. Passed by the following vote:

Ayes eight

Burns, Hinga, Kruse, Nuckols, Moses, V. Schmidt, Steir, Talarico

Nays none

Absent: D. Schmidt

Date: 2-22-72

Charles W. Westerman
City Clerk

ATTEST: (SEAL) ..

Charles W. Westerman
City Clerk

John Nuckols
Councilman

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd
day of February, 1972 at the hour of 10³⁰ o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 23rd day of February, 1972 at the hour of 11:00
o'clock A.M., E.S.T.

Ivan A. Lebamoff
Mayor

Bill No. R-72-02-18

RESOLUTION NO. R- 11-72

RESOLUTION authorizing payment for repairs to the brick ornamental post at the corner of Sandpoint Road and Allegany Road.

WHEREAS, Marion E. Bell, in an accident on January 1, 1972, damaged the brick ornamental post at the corner of Sandpoint Road and Allegany Road; and

WHEREAS, settlement in the amount of \$258.22 was paid by Farmers Insurance Group to the Controller's Office, which money was received into the General Fund; and

WHEREAS, D. J. Brandenberger, Inc. has submitted an invoice for \$258.22 for repair.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE:

1. That the City Controller is hereby authorized to pay the claim of D. J. Brandenberger, Inc. in the amount of \$258.22.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga seconded by V. Schmidt and duly adopted, placed on its passage. Passed by the following vote:

Ayes eight

Burns, Hinga, Kruse, Nuckols, Moses, V. Schmidt, Steir, Talarico

Nays none

Absent: D. Schmidt

Date: 2-22-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Resolution No. R-11-72 on the 22nd day of February, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of February, 1972 at the hour of 10:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 23rd day of February, 1972, at the hour of 11:00 o'clock A.M., E.S.T.

Ivan A. Lebamoff
Mayor

Bill No. R-72-02-19

RESOLUTION NO. R- 12-72

RESOLUTION authorizing the temporary advancement of funds from the St. Marys River Impounding Fund, Sewer Relief Fund and the Park Cumulative Building Fund to the Civil City General Fund, Park General Fund, and Police Pension Fund for the period ending June 30, 1972.

WHEREAS, it has become necessary to borrow money to enhance the depleted funds of Civil City General Fund, Park General Fund, and Police Pension Fund of the City of Fort Wayne; and

WHEREAS, there is sufficient money on deposit to the credit of the St. Marys River Impounding Fund, Sewer Relief Fund and the Park Cumulative Building Fund of the City of Fort Wayne which can be temporarily advanced or transferred to said Civil City General Fund, Park General Fund and Police Pension Fund;

NOW THEREFORE, BE IT RESOLVED, That the Controller of the City of Fort Wayne be and he is hereby authorized and directed to transfer the sum of \$555,000 from the following accounts: \$240,000 from the St. Marys River Impounding Fund, \$200,000 from Sewer Relief Fund, and \$115,000 from Park Cumulative Building Fund, to the following accounts as follows: to the Civil City General Fund, \$390,000; to the Park Department General Fund, \$115,000; and to the Police Pension Fund, \$50,000, which said sum of \$555,000 shall be returned and repaid to the respective funds on or before June 30, 1972.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga seconded by V. Schmidt and duly adopted, placed on its passage. Passed by the following vote:

Ayes eight

Burns, Hinga, Kruse, Nuckols, Moses, V. Schmidt, Steir, Talarico

Nays none

Absent: D. Schmidt

Date: 2-22-72

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Resolution No. R-12-72 on the 22nd day of February, 1972.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of February, 1972 at the hour of 10:30 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 23rd day of February, 1972, at the hour of 11:00 o'clock A.M., E.S.T.

Ivan A. Lebamoff
Mayor

DECLARATION FROM THE CHAIR

President of the Common Council:

At the conclusion of this Session comments were heard from the members of the Common Council, General Public attending this Session regarding G-72-02-08 Ordinance and at the request of Public Works Standing Committee Chairman, President Nuckols instructed the Clerk to notify all Members of the Common Council and the News Media of this area that a public hearing would be held after due legal notice in the Council Chamber, City-County Building, Fort Wayne, Indiana on Tuesday the 7th day of March 1972 at 7:30 o'clock P.M., Eastern Standard time, conducted by the Public Works Committee, regarding G-72-02-08.

Dated: 2-22-72

Charles W. Westerman
City Clerk

The Council then adjourned.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 22nd day of February, 1972; that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 22nd day of February, 1972.

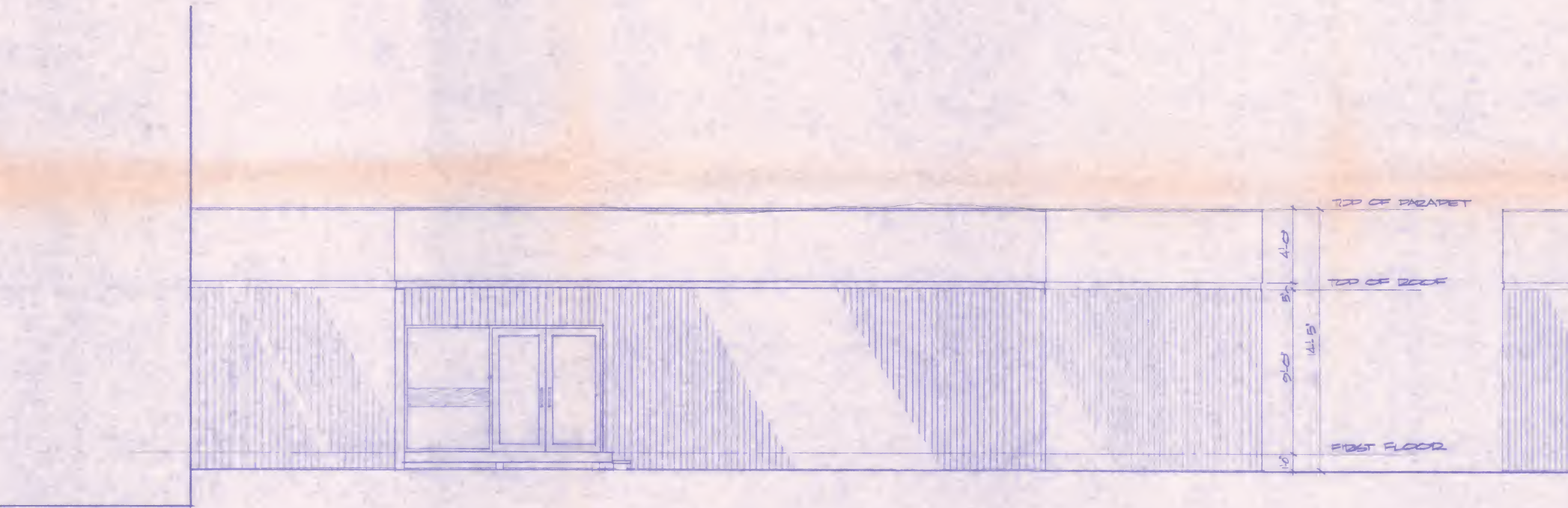
Charles W. Westerman
City Clerk

SEAL

Minutes approved and signed in open Council this 14th day of March, 1972.

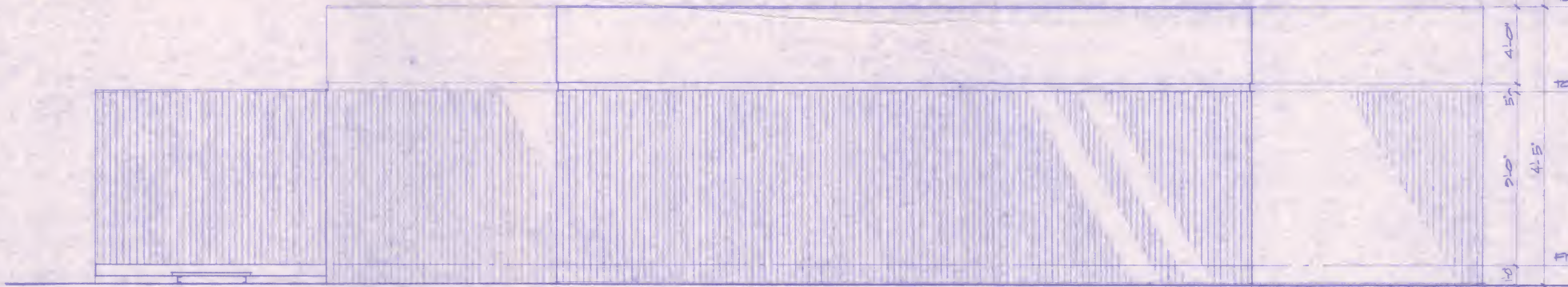
City Clerk

Presiding Officer



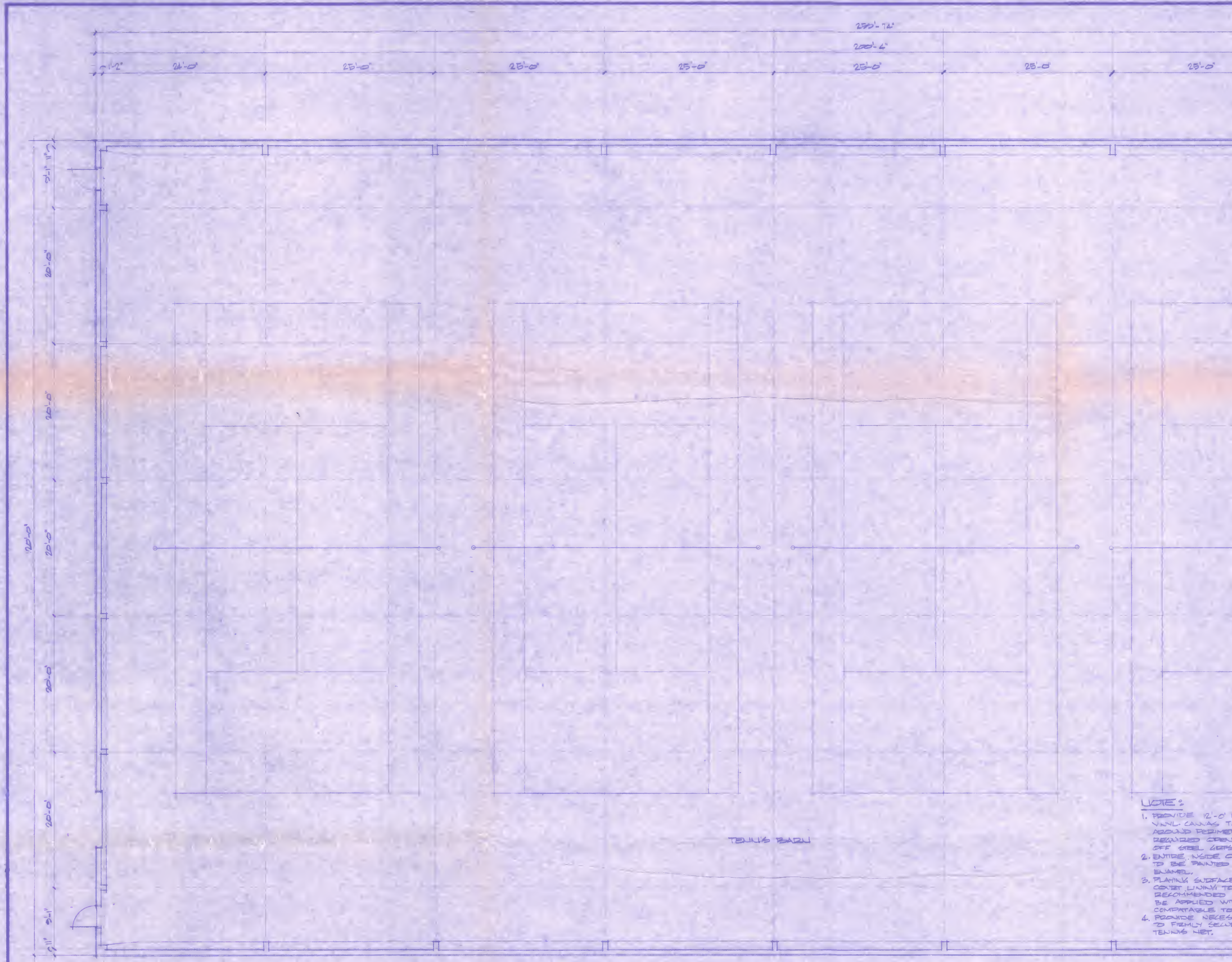
FRONT ELEVATION
SCALE 1/4" = 1'-0"

BACK
SCALE



SIDE ELEVATION
SCALE 1/4" = 1'-0"

BACK
SCALE



- NOTE:
1. PROVIDE 12'-0" VINYL CANVAS T AROUND PERIMETER REQUIRED OPEN OFF STEEL BOLTS
 2. ENTIRE INSIDE C TO BE PAINTED ENAMEL.
 3. PLAYING SURFACE COURT LINING TO BE APPLIED WITH COMPATIBLE TO TENNIS NET.
 4. PROVIDE NEED TO FIRMLY SECURE TENNIS NET.